

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

_____	)	
UNITED STATES OF AMERICA	)	
	)	
v.	)	Crim. No. 94-10287-MLW
	)	
JAMES J. BULGER	)	
_____	)	

GOVERNMENT'S OPPOSITION TO DEFENDANT'S MOTION FOR DISCOVERY IN A  
NOW DISMISSED CASE

As this Court noted months ago, "it is...the duty of the government to produce discovery to a defendant, not the duty of the court." See November 6, 2012 Order, ECF Dkt. No. 2356.

In an effort to delay a trial pending in another courtroom, Bulger's defense counsel requests "pleadings" regarding "special treatment or protection" for a person who is not even a government witness-Pat Nee. For months, defense counsel has had documents demonstrating that Nee is in fact, like Bulger, a man who has been involved in serious crimes including murder. Now, on the eve of trial, defense counsel pretends this a great revelation - that Pat Nee is a serious criminal!

The government has complied with its discovery obligations in the case pending before Judge Casper and defense counsel should not be permitted to delay a trial in her courtroom with a frivolous filing in this one.

Accordingly, the defendant's motion should be denied.

Respectfully submitted,

CARMEN M. ORTIZ  
United States Attorney

Dated: June 10, 2013

By: /s/ Brian T. Kelly  
BRIAN T. KELLY  
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Assistant U.S. Attorneys

**CERTIFICATE OF SERVICE**

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the notice of Electronic Filing.

/s/ Brian T. Kelly  
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Dated: June 10, 2013